

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

SHELTON LEWIS,	)	
Movant,	)	
	)	
v.	)	No. 99-10416-NMG
	)	
UNITED STATES OF AMERICA,	)	
Respondent.	)	

MOTION TO TRANSFER CASE TO  
SENIOR JUDGE HARRINGTON

Movant Shelton Lewis seeks resentencing under 28 U.S.C. § 2255 and the Supreme Court's decision in *Johnson v. United States*, 135 S.Ct. 2551 (1015). See Dkt. 173.

Pursuant to Rule 4 of the Rules Governing Section 2255 Proceedings for the U.S. District Courts, Mr. Lewis respectfully moves this Court to transfer this case to Senior Judge Harrington. As grounds, Rule 4 provides that a § 2255 motion be forwarded "to the judge who conducted the trial and imposed sentence[]" unless that judge is "not available." Judge Harrington presided over Mr. Lewis's criminal trial, sentenced him on June 29, 2003, and resentenced him, after remand, on June 23, 2005. Mr. Lewis respectfully submits that under Rule 4 and the circumstances presented here, transfer of the case to Judge Harrington is appropriate.

Respectfully Submitted,  
SHELTON LEWIS  
By his attorney,

/s/ J. Martin Richey  
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*Motion denied. JFM Gordon, USDJ 2/24/17*